

**State of California, Court of Appeal
Fourth Appellate District, Division 3
June 16, 2003**

CRIM	THE PEOPLE	Certified for publication
No.	v.	
G028675	PAUL JOHN SZYMANSKI	

Order directing publication of opinion. Attorney Douglas G. Benedon has requested that our opinion, filed May 30, 2003, be certified for publication. It appears that our opinion meets the standards set forth in California Rules of Court, rule 976(b). The request is GRANTED. The opinion is ordered published in the Official Reports.

O'Leary, J.

We concur: Sills, P.J.
Moore, J.

CIVIL	J. BRIAN WATKINS	Not for publication
No.	v.	
G029903	BARRY A. BRUINS et al.	

Opinion filed. Judgment reversed and remanded with directions.
Sills, P.J.

We concur: Rylaarsdam, J.
Bedsworth, J.

CRIM	THE PEOPLE	Not for publication
No.	v.	
G030120	GARY BRADY BEALE	

Opinion filed. Judgment affirmed.

Fybel, J.

We concur: Rylaarsdam, Acting P.J.
Aronson, J.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
June 16, 2003 (Cont'd)**

CIVIL	MICHAEL FRANK GOODWIN
No.	v.
G031285	THE SUPERIOR COURT OF ORANGE COUNTY; THE PEOPLE OF THE STATE OF CALIFORNIA

Order filed. On the Court's own motion, submission of the above-entitled matter is again vacated. The court orders the parties to submit supplemental letter briefing. The petitioner must file his letter brief by June 30, 2003; the Real Party in Interest must file the response brief by July 15, 2003. Any reply brief is due by July 21, 2003.

Sills, P.J.

We concur: Rylaarsdam, J.
O'Leary, J.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
June 17, 2003**

Court convened at 9:30 a.m. in the courtroom located at 925 N. Spurgeon Street, Santa Ana, California 92701. Panel members are Sills, P.J., Rylaarsdam, J., and O'Leary, J., T. Cajigal, Deputy Clerk attending.

CIVIL STEVEN FRITZ
No. v.
G026457 ANAHEIM UNION HIGH SCHOOL DISTRICT

Merits. Cause called. George E. Murphy argues for appellant. Robert W. Scott argues for respondent. Cause submitted.

CIVIL CECILIA D. FELTMAN
No. v.
G031370 SUPERIOR COURT;
 BRYAN D. FELTMAN

Merits. Cause called. Leslie E. Shear argues for petitioner. Jeffrey W. Doeringer argues for real party in interest. Cause submitted.

Court declared a recess.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
June 17, 2003 (Cont'd)**

Court reconvened at 1:30 p.m. in the courtroom located at 925 N. Spurgeon Street, Santa Ana, California 92701. Panel members are Sills, P.J., Rylaarsdam, J., Bedsworth, J., Aronson, J., and Ikola, J. T. Cajigal, Deputy Clerk attending.

CIVIL SCOTT P. HOLCOMB
No. v.
G030812 U.S. BANK NATIONAL ASSOCIATION

Merits. Cause called. Appellant Scott P. Holcomb argues on his own behalf. Camille J. Everett argues for respondent. Cause submitted.

CIVIL JOANNE COLT
No. v.
G029968 FREEDOM COMMUNICATIONS, INC. et al.

Merits. Cause called. Anthony G. Graham argues for appellant. Rex S. Heinke argues for respondents. Cause submitted.

CIVIL TAREREH HOSSEINI
No. v.
G029404 WILLIAM H. STEINER

Merits. Cause called. No appearances by parties. Cause submitted and the request for dismissal filed by the appellant will be decided at a later date.

CIVIL ORANGE COUNTY SOCIAL SERVICES AGENCY
No. v.
G031617 JULIE P. et al.

Merits. Cause called. Sylvia L. Paoli argues for appellant Julie P. Robert S. Pike argues for appellant Paul T. Jeannie Su, Deputy County Counsel argues for respondent. Stephen S. Buckley argues for the minors. Cause submitted.

Court declared a recess.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
June 17, 2003 (Cont'd)**

CRIM No. G029875	THE PEOPLE v. ALBERTO MORENO	Not for publication
	Opinion filed. Judgment affirmed.	
	We concur: Sills, P.J. Ikola, J.	Bedsworth, J.
CRIM No. G029940	THE PEOPLE v. CHRISTOPHER ANDRE COOK	Not for publication
	Opinion filed. Judgment affirmed.	
	We concur: O'Leary, J. Aronson, J.	Rylaarsdam, Acting P.J.
CRIM No. G030311	THE PEOPLE v. MICHAEL SAN AGUSTIN	Not for publication
	Opinion filed. Judgment affirmed.	
	We concur: O'Leary, J. Aronson, J.	Bedsworth, Acting P.J.
CRIM No. G030925	THE PEOPLE v. FEDERICO LOPEZ SANCHEZ	Not for publication
	Opinion filed. Judgment affirmed.	
	We concur: Sills, P.J. O'Leary, J.	Rylaarsdam, J.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
June 18, 2003**

Court reconvened at 9:30 a.m. in the courtroom located at 925 N. Spurgeon Street, Santa Ana, California 92701. Panel members are Rylaarsdam, Acting P.J., Bedsworth, J., O'Leary, J., Moore, J., and Fybel, J. M. Urena, Deputy Clerk attending.

CIVIL RICHARD COBERLY
No. v.
G029583 SHARON COBERLY

Merits. Cause called. Marjorie G. Fuller argues for appellant. Joseph A. Shuff III argues for respondent. Cause submitted.

CIVIL TODD KURTIN
No. v.
G031852 HETOS INVESTMENTS, LTD, et al.

Merits. Cause called. Francis T. Donohue III argues for appellant. Brian L. Behmer argues for respondents. Cause submitted.

CIVIL ROBERT PARKE
No. v.
G030296 MARK PARKE

Merits. Cause called. Marjorie G. Fuller argues for appellant. Jeffrey W. Doeringer argues for respondent. Cause submitted.

CIVIL MICHAEL MERRITT
No. v.
G030303 QUEST DIAGNOSTICS INC.

Merits. Cause called. Paul M. Mahoney argues for appellant. Stacey L. Jaramillo argues for respondent. Cause submitted.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
June 18, 2003 (Cont'd)**

CIVIL MICHAEL SHIPP
No. v.
G030207 CITY OF COSTA MESA et al.

Merits. Cause called. Mark W. Huston argues for appellant and cross-respondent. M. Lois Bobak argues for cross-appellant and respondent. Mark S. Gordon, Deputy City Attorney argues for respondent. Cause submitted.

Court declared a recess.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
June 18, 2003 (Cont'd)**

CRIM No. G031031	THE PEOPLE v. SERGIO GUTIERREZ	Not for publication
	Opinion filed. Judgment affirmed.	
	We concur: Bedsworth, J. Aronson, J.	Rylaarsdam, Acting P.J.
CIVIL No. G031415	CHRISTIE JULIE DO v. THE SUPERIOR COURT OF ORANGE COUNTY; QUANG THANH NGUYEN	Certified for publication
	Opinion filed. Petition granted.	
	We concur: Sills, P.J. Moore, J.	Rylaarsdam, J.
CRIM No. G031518	THE PEOPLE v. CHANTEL C.	Not for publication
	Opinion filed. Judgment affirmed.	
	We concur: O'Leary, J. Fybel, J.	Rylaarsdam, Acting P.J.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
June 19, 2003**

Court reconvened at 9:30 a.m. in the courtroom located at 925 N. Spurgeon Street, Santa Ana, California 92701. Panel members are Bedsworth, Acting P.J., Aronson, J., and Fybel, J. M. Urena, Deputy Clerk attending.

CRIM THE PEOPLE
No. v.
G027975 CHRYSANTHUS M. THOMAS

Merits. Cause called. Christine Vento argues for appellant. Barry Carlton, Deputy Attorney General argues for respondent. Cause submitted.

CIVIL BEVERLY HINRICHS
No. v.
G028834 COUNTY OF ORANGE et al.

Merits. Cause called. Larry J. Roberts argues for appellant. Nancy E. Zeltzer argues for respondents. Appellant and respondents have until June 30, 2003 at 4:00 p.m. to file a supplemental brief. Cause to be submitted on June 30, 2003.

CIVIL ORANGE COUNTY SOCIAL SERVICES AGENCY
No. v.
G031793 RUBEN M.

Merits. Cause called. Diana W. Prince argues for appellant. Stephen S. Buckley argues for the minor. Jeannie Su, Deputy County Counsel argues for respondent. Cause submitted.

CIVIL ALEXANDER IUSAN
No. v.
G030012 MINH NGUYEN et al.

Merits. Cause called. Gabor Szabo argues for appellant. Alison M. Kott, Deputy City Attorney argues for respondents. Cause submitted.

Court declared a recess.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
June 19, 2003 (Cont'd)**

CIVIL	CYNTHIA L. BURCH	Not for publication
No.	v.	
G029066	JOSEPH E. MCKEEVER	

Opinion filed. Order affirmed.

Sills, P.J.

We concur: O'Leary, J.
Moore, J.

CRIM	THE PEOPLE	Not for publication
No.	v.	
G030218	EDWIN KIZZEE	

Opinion filed. Judgment affirmed.

Sills, P.J.

We concur: Bedsworth, J.
Moore, J.

CRIM	THE PEOPLE	Not for publication
No.	v.	
G030333	ROBERT CHARLES TILLET	

Opinion filed. Judgment reversed and remanded.

Sills, P.J.

We concur: Bedsworth, J.
Moore, J.

CRIM	THE PEOPLE	Not for publication
No.	v.	
G030605	ALPHONSO AVILA MENDEZ	

Opinion filed. Judgment affirmed.

Rylaarsdam, Acting P.J.

We concur: Aronson, J.
Fybel, J.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
June 19, 2003 (Cont'd)**

CIVIL No. G030700	ROBERT I. GORRIE et al. v. CARL F. AGREN et al.	Not for publication
	Opinion filed. Judgment and order affirmed.	
	We concur: Moore, J. Ikola, J.	Rylaarsdam, Acting P.J.
CIVIL No. G031262	CYNTHIA KIRKEBY v. THE SUPERIOR COURT OF ORANGE COUNTY; FREDERICK W. FASCENELLI et al.	Certified for publication
	Opinion filed. Petition denied.	
	We concur: O'Leary, J. Moore, J.	Sills, P.J.
CRIM No. G031383	THE PEOPLE v. SERGIO TORRES	Not for publication
	Opinion filed. Judgment affirmed.	
	We concur: Moore, J. Fybel, J.	Rylaarsdam, Acting P.J.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
June 19, 2003 (Cont'd)**

CIVIL No. G032174	MARTHA D. v. THE SUPERIOR COURT OF ORANGE COUNTY; ORANGE COUNTY SOCIAL SERVICES AGENCY et al.	Not for publication
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Opinion filed. Petition denied.

Ikola, J.

We concur: Rylaarsdam, Acting P.J.
Aronson, J.

CIVIL No. G032345	WILLIAM J. KENNEY JR. et al. v. THE SUPERIOR COURT OF ORANGE COUNTY; TANFORAN PARK SHOPPING CENTER, LLC	Not for publication
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Opinion filed. Petition granted.

By the Court

Before Sills P.J., O'Leary, J., and Fybel, J.

CIVIL No. G032400	AARON CLARK EAKIN v. THE SUPERIOR COURT OF ORANGE COUNTY; TUSTIN POLICE DEPARTMENT	Not for publication
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Opinion filed. Petition granted.

By the Court

Before Sills, P.J., Rylaarsdam, J., and Moore, J.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
June 20, 2003**

CRIM No. G029208	THE PEOPLE v. JESSE BANDA ORTEGA	Not for publication
	Opinion filed. Judgment affirmed.	
	We concur: Aronson, J. Fybel, J.	Moore, Acting P.J.
CIVIL No. G029329	JEFFREY S. GRAHAM v. KATHERINE L. GRAHAM	Certified for publication
	Order filed granting request for publication; no change in judgment.	
	We concur: Sills, P.J. Bedsworth, J.	Moore, J.
CRIM No. G029361	THE PEOPLE v. JACOB NOEL PINNEY	Not for publication
	Opinion filed. Judgment affirmed.	
	We concur: Rylaarsdam, Acting P.J. Moore, J.	Aronson, J.
CRIM No. G029525 G029607	THE PEOPLE v. ALBERTO FRANCISCO BRICENO and EVARISTO LANDIN	Certified for publication
	Opinion filed. Judgment reversed and remanded for resentencing.	
	We concur: Rylaarsdam, Acting P.J. Fybel, J.	Aronson, J.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
June 20, 2003 (Cont'd)**

CRIM No. G029956	THE PEOPLE v. ALBERT JAMES CARVER and MARCUS ANDRE BONDS	Not for publication
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Opinion filed. Judgment affirmed with directions.

Aronson, J.

We concur: O'Leary, Acting P.J.
Ikola, J.

CRIM No. G030334	THE PEOPLE v. MICHAEL LEE SIMPSON	Not for publication
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Opinion filed. Judgment affirmed.

Aronson, J.

We concur: Rylaarsdam, Acting P.J.
Ikola, J.

CIVIL No. G030350	GARY NEMHAUSER, as Trustee, etc. v. MONROE A. KAHN et al.	Not for publication
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Opinion filed. Judgment affirmed.

Fybel, J.

We concur: Sills, P.J.
Bedsworth, J.

CRIM No. G030362	THE PEOPLE v. RONNIE WAYNE AVILA	Not for publication
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Opinion filed. Judgment affirmed in part, reversed in part and remanded with directions.

O'Leary, Acting P.J.

We concur: Fybel, J.
Ikola, J.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
June 20, 2003 (Cont'd)**

CIVIL	FOOTHILLS TOWNHOMES	Not for publication
No.	ASSOCIATION	
G030384	v.	
	PAUL M. CHRISTIANSEN et al.	

Opinion filed. Judgment affirmed.

O'Leary, J.

We concur: Sills, P.J.
Rylaarsdam, J.

CRIM	THE PEOPLE	Not for publication
No.	v.	
G031273	JOSHUA R.	

Opinion filed. Order reversed.

Rylaarsdam, Acting P.J.

We concur: Bedsworth, J.
Ikola, J.